IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

INCOME TAX APPEAL NO. 333 OF 2002

The Commissioner of Income Tax,
City XVI, Mumbai — Appellant

vs.

M/s.Paragon Stationers & Printers — Respondent

Mr.R.Asokan i/b. Mr.H.D. Rathod for the appellant.

Ms. Y. Karanjia i/b. M/s.Mulla & Mulla for the respondent.

CORAM : R. M. LODHA &
J. P. DEVADHAR,JJ.

DATED : 7th September 2004

P.C.

Mr.R.Asokan, the learned counsel for the revenue submits that the issues raised in this appeal are decided against the revenue in the case of Cadell Weaving Mills Co.Pvt.Ltd. v. Commissioner of Income-tax, 249 ITR 265. However, he contends that the said judgment has been challenged before the Supreme Court.

2. In so far as we are concerned, the controversy stands concluded by the Division Bench judgment of this Court cited supra.

3. No substantial question of law arises.

4. The appeal is dismissed in limine.

(R.M. LODHA, J.)

(J.P. DEVADHAR,J.)